



THE UNITED STATES PATENT
AND TRADEMARK OFFICE

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Serial No. : 09/413,984
Applicant : Toshiya KITAMURA
Filed : October 7, 1999
For : NEGATIVE ELECTRODE ACTIVE
MATERIAL FOR USE IN ...
Art Unit : 1745
Examiner : T. Dove
Docket No. : 990630/HG
Customer No.: 01933
Confirmation No.: 2673

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Dorothy DeFrancesco
Dorothy DeFrancesco

In the event that this Paper is late
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No. 06-1378.

SECOND AMENDMENT UNDER 37 CFR 1.116

S I R :

Responsive to the Office Action mailed September 5, 2003
(Paper No. 23), the term for response to which is extended one
month by a PETITION FOR EXTENSION OF TIME filed concomitantly
herewith to expire on January 5, 2004, please amend the above-
identified application as follows. An AMENDMENT UNDER 37 CFR
1.116 was filed on December 4, 2003. During a telephone
interview between the undersigned and the Examiner on January 5,
2004, the Examiner said that said AMENDMENT UNDER 37 CFR 1.116
filed on December 4, 2003 was not entered.

Amendments to the Claims are reflected in the listing of claims
which begins on page 2 of this paper.

Remarks begin on page 8 of this paper.